Nonpublication Request under 35 U.S.C. 122

or its equivalent.

(b)(2)(B)(i). Applicant must attach form PTO/SB/35

Other: Fee: \$928

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7162-70 Attorney Docket No. UTILITY BROWN PATENT APPLICATION First Inventor Controlling a Phase Delay Line by Adding and Removing a Fluidic Dielectric TRANSMITTAL Title EV 347797055 US (Only for new nonprovisional applications under 37 CFR 1.53(b)) Express Mail Label No. Commissioner for Patents **APPLICATION ELEMENTS** Mail Stop Patent Application ADDRESS TO: P.O. Box 1450 See MPEP chapter 600 concerning utility patent application contents. Alexandria VA 22313-1450 Fee Transmittal Form (e.g., PTO/SB/17) CD-ROM or CD-R in duplicate, large table or (Submit an original and a duplicate for fee processing) Computer Program (Appendix) Applicant claims small entity status. Nucleotide and/or Amino Acid Sequence Submission See 37 CFR 1.27. (if applicable, all necessary) Specification [Total Pages 22 (preferred arrangement set forth below) 3. 🗶 Specification Computer Reader Form (CRF) Descriptive title of the invention Specification Sequence Listing on: Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D CD-ROM or CD-R (2 copies); or - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention Paper - Brief Summary of the Invention - Brief Description of the Drawings (if filed) Statements verifying identity of above copies - Detailed Description ACCOMPANYING APPLICATION PARTS - Claim(s) - Abstract of the Disclosure 9. 🗶 Assignment Papers (cover sheet & document(s)) 4. Drawing(s) (35 U.S.C. 113) [Total Sheets] 37 CFR 3.73(b) Statement 10. Power of (when there is an assignee) Attorney [Total Sheets 2 5. Oath or Declaration English Translation Document (if applicable) a. X Newly executed (original or copy) Information Disclosure Copies of IDS 12. 🗶 Statement (IDS)/PTO-1499 Citations b. Copy from a prior application (37 CFR 1.63(d)) Preliminary Amendment Return Receipt Postcard (MPEP 503) (for continuation/divisional with Box 18 completed) (Should be specifically itemized) DELETION OF INVENTOR(S) Certified Copy of Priority Document(s) Signed statement attached deleting inventor(s) (if foreign priority is claimed)

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

name in the prior application, see 37 CFR

Application Data Sheet. See 37 CFR 1.76

1.63(d)(2) and 1.33(b).

6.

Continuation Divisional Continuation-in-part (CIP) of prior application No.: Art Unit: Prior application information: Examiner

17.

For CONTINUATION OF DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS Customer Number or Bar Code Label OR Correspondence address below (Insert Customer No. or Attach bar code label here) Name 30448 Address Zip Code City State Country Telephone Fax

Name (Print/Type) Robert J. Sacco Registration No. (Attorney/Agent) 35,667 Signature This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process)

Inis collection or information is required to obtain or retain a benefit by the public which is to the gand by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2003

(\$) 928

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

SUBMITTED BY

Name (Print/Type)

Signature

Robert J. Sacco

Complete if Known			
Application Number			
Filing Date			
First Named Inventor	BROWN		
Examiner Name			
Art Unit			
Attorney Docket No.	7162-70		

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)					
. Check Credit card Money Order None		3. ADDITIONAL FEES					
Deposit Account:		Entity		Entity			
Deposit 50 0054	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid_	
Account 50-0951	1051	130	2051	65	Surcharge - late filing fee or oath		
Deposit AKERMAN SENTERFITT	1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		
Name The Commissioner is authorized to: (check all that apply)		130	1053	130	Non-English specification		
Charge fee(s) indicated below Credit any overpayments		2,520	1812	2,520	For filing a request for ex parte reexamination	ļ	
Charge any additional fee(s) during the pendency of this application		920*	1804	920*	Requesting publication of SIR prior to Examiner action		
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		
		110	2251	55	Extension for reply within first month	}	
FEE CALCULATION		410	2252	205	Extension for reply within second month		
1. BASIC FILING FEE Large Entity Small Entity		930	2253	465	Extension for reply within third month		
Fee Fee Fee Fee Description Fee Paid	1254	1,450	2254	725	Extension for reply within fourth month		
Code (\$) Code (\$)	1255	1,970	2255	985	Extension for reply within fifth month		
1001 750 2001 375 Utility filing fee 750	1401	320	2401		Notice of Appeal	}	
1002 330 2002 165 Design filing fee	1402	320	2402		Filing a brief in support of an appeal		
1003 520 2003 260 Plant filing fee	1403	280	2403		Request for oral hearing		
1004 750 2004 375 Reissue filing fee		1,510	1451				
1005 160 2005 80 Provisional filing fee	1451	110	2452		Petition to institute a public use proceeding Petition to revive - unavoidable		
SUBTOTAL (1) (\$) 750		1,300	2452		Petition to revive - unintentional		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1,300	2501		Utility issue fee (or reissue)		
Fee from Extra Claims below Fee Paid	1502	470	2502		Design issue fee		
Total Claims 23 -20** = 3 x 18 = 54	1503	630	2503	315	Plant issue fee		
Independent Claims 4 - 3** = 1 x 84 =84	1460	130	1460	130	Petitions to the Commissioner		
Multiple Dependent =	1807	50	1807	7 50	Processing fee under 37 CFR 1.17(q)		
Large Entity Small Entity	1806	180	1806		Submission of Information Disclosure Stmt		
Fee Fee Fee <u>Fee Description</u> Code (\$) Code (\$)	8021	40	8021	1 40	Recording each patent assignment per property (times number of properties)	40	
1202 18 2202 9 Claims in excess of 20	1809	750	2809	375	Filing a submission after final rejection		
1201 84 2201 42 Independent claims in excess of 3	Į				(37 ČFR 1.129(a))		
1203 280 2203 140 Multiple dependent claim, if not paid 1204 84 2204 42 ** Reissue independent claims	1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))		
over original patent	1801	750	2801	375	Request for Continued Examination (RCE)	[
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	1802	900	1802	900	Request for expedited examination of a design application		
SUBTOTAL (2) (\$) 138	Other	Other fee (specify)					
			*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 40				
SUBMITTED BY (Complete (if applicable)							

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Registration No.

(Attorney/Agent)

35,667

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO:** Commissioner for Patents, Washington, DC 20231.

Telephone 561-653-5000